

Message Text

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44

ACTION SCI-06

INFO OCT-01 EA-11 ISO-00 AEC-11 AID-20 CEA-02 CIAE-00

CIEP-02 COME-00 DODE-00 EB-11 FEA-02 FPC-01 H-03

INR-10 INT-08 L-03 NSAE-00 NSC-10 OMB-01 PM-07 RSC-01

SAM-01 SPC-03 SS-20 STR-08 TRSE-00 PA-04 PRS-01

USIA-15 CEQ-02 EPA-04 AECE-00 NSF-04 NASA-04 DRC-01

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LIMITED OFFICIAL USE TOKYO 2145

E.O. 11652: N/A

TAGS: TGEN, TECH, ENRG, JA

SUBJECT: U.S.-JAPAN AGREEMENT ON ENERGY R&D

REF: TOKYO 1332

SUMMARY THE FOLLOWING IS TEXT OF MOST RECENT JAPANESE
DRAFT OF PROPOSED ENERGY RESEARCH AND DEVELOPMENT
AGREEMENT BETWEEN U.S. AND JAPANESE. END SUMMARY

1. BEGIN TEXT:

PREAMBLE. THE GOVERNMENT OF JAPAN AND THE GOVERNMENT OF
THE UNITED STATES OF AMERICA,

BELIEVING THAT COOPERATION IN THE FIELD OF ENERGY
RESEARCH AND DEVOLPMENT BETWEEN THE TWO GOVERNMENTS IS
OF MUTUAL ADVANTAGE IN ENSURING A STABLE SUPPLY OF
ENERGY RESOURCES TO MEET THE RAPIDLY GROWING REQUIRE-

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MENTS OF THEIR PEOPLES, TAKING ENVIRONMENTAL ASPECTS

INTO CONSIDERATION,
DESIRING TO FURTHER STRENGTHEN SUCH COOPERATION
AND TO DEMONSTRATE ITS IMPORTANCE,
HAVE AGREED AS FOLLOWS:

ARTICLE I

THE TWO GOVERNMENTS WILL MAINTAIN AND INTENSIFY
THEIR COOPERATION IN THE FIELD OF ENERGY RESEARCH AND
DEVELOPMENT ON THE BASIS OF MUTUAL BENEFIT.

ARTICLE II

COOPERATION MAY TAKE THE FOLLOWING FORMS:

(A) MEETINGS OF VARIOUS FORMS, SUCH AS THOSE OF
EXPERTS, TO DISCUSS AND EXCHANGE INFORMATION ON
SCIENTIFIC AND TECHNOLOGICAL ASPECTS OF GENERAL OR
SPECIFIC SUBJECTS AND TO IDENTIFY RESEARCH AND DE-
VELOPMENT PROJECTS AND PROGRAMS WHICH MAY BE USEFULLY
UNDERTAKEN ON A COOPERATIVE BASIS;

(B) EXCHANGE OF INFORMATION ON ACTIVITIES,
POLICIES, PRACTICES, AND LEGISLATION AND REGULATIONS
CONCERNING ENERGY RESEARCH AND DEVELOPMENT;

(C) VISITS AND EXCHANGES OF SCIENTISTS, TECHNICIANS
OR OTHER EXPERTS ON GENERAL OR SPECIFIC SUBJECTS; AND

(D) CONDUCT OF JOINT PROJECTS AND PROGRAMS,
BEGIN BRACKET INCLUDING THE CONSTRUCTION AND OPERATION
OF FACILITIES, LOCATED EITHER IN THE UNITED STATES OR
JAPAN. END BRACKET

ARTICLE III

COOPERATION MAY BE UNDERTAKEN IN MUTUALLY AGREED
AREAS PERTAINING TO ENERGY RESOURCES, ENERGY CON-
VERSION AND TRANSMISSION, AND ENERGY CONSERVATION,
SUCH AS:

(A) SOLAR ENERGY APPLICATIONS;
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(B) GEOTHERMAL ENERGY APPLICATIONS;
(C) GASIFICATION AND LIQUEFACTION OF COAL;
(D) ENERGY APPLICATIONS OF HYDROGEN;

& BEGIN BRACKET ADVANCED POWER GENERATING SYS-
TEMS; END BRACKET

(E) MAGNETOHYDRODYNAMIC CONVERSION;
(F) FUEL CELLS;

(G) ELECTRICAL ENERGY TRANSMISSION BY SUPER-
CONDUCTION OR MICROWAVES;
(H) ADVANCED PROPULSION SYSTEMS;
(I) ENERGY CONSERVATION;
(J) UTILIZATION OF WASTE MATERIALS AND WASTE
HEAT;
(K) OTHER AREAS RELATING TO ENERGY RESEARCH AND
DEVELOPMENT AS MAY BE AGREED.

ARTICLE IV

IMPLEMENTING ARRANGEMENTS SPECIFYING THE DETAILS
AND PROCEDURES OF COOPERATIVE ACTIVITIES IN THE AREAS
REFERRED TO IN ARTICLE III WILL BE MADE BETWEEN
THE APPROPRIATE AGENCIES OF THE TWO GOVERNMENTS.

ARTICLE V

1. EACH GOVERNMENT WILL NOTIFY TO THE OTHER GOVERN-
MENT SUCH INTERNAL ADMINISTRATIVE ARRANGEMENTS AS IT
DEEMS DESIRABLE TO PERMIT IT EFFECTIVE PARTICIPATION
IN THE VARIOUS COOPERATIVE ACTIVITIES UNDER THIS
AGREEMENT.

2. AS MUTUALLY AGREED BETWEEN THE TWO GOVERNMENTS,
MEETINGS WILL BE HELD AT LEAST ONCE A YEAR, ALTERNATELY
IN JAPAN AND THE UNITED STATES OF AMERICA, TO DISCUSS
MAJOR ENERGY RESEARCH AND DEVELOPMENT POLICY ISSUES
RELATING TO THE IMPLEMENTATION OF THIS AGREEMENT AND
TO REVIEW ACTIVITIES AND ACCOMPLISHMENTS UNDER THIS
AGREEMENT.

ARTICLE VI

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1. SCIENTIFIC AND TECHNOLOGICAL INFORMATION OF A
NON-PROPRIETARY NATURE ARISING FROM THE COOPERATIVE
ACTIVITIES UNDER THIS AGREEMENT MAY BE MADE AVAIL-
ABLE TO THE PUBLIC BY EITHER GOVERNMENT THROUGH
CUSTOMARY CHANNELS AND IN ACCORDANCE WITH THE NORMAL
PROCEDURES OF THE PARTICIPATING AGENCIES.

2. THE DISPOSITION OF PATENTS, DESIGNS AND OTHER
INDUSTRIAL PROPERTY ARISING FROM THE COOPERATIVE
ACTIVITIES UNDER THIS AGREEMENT WILL BE PROVIDED FOR
IN THE IMPLEMENTING ARRANGEMENTS REFERRED TO IN
ARTICLE IV.

ARTICLE VII

NOTHING IN THIS AGREEMENT SHALL BE CONSTRUED TO
PREJUDICE OTHER ARRANGEMENTS OR FUTURE ARRANGEMENTS
FOR COOPERATION BETWEEN THE TWO GOVERNMENTS.

ARTICLE VIII

ACTIVITIES UNDER THIS AGREEMENT SHALL BE SUBJECT
TO BUDGETARY APPROPRIATIONS AND TO THE APPLICABLE LAWS
AND REGULATIONS IN EACH COUNTRY.

ARTICLE IX

THE TERMINATION OF THIS AGREEMENT SHALL NOT
AFFECT THE CARRYING OUT OF ANY PROJECT AND PROGRAM
UNDERTAKEN IN ACCORDANCE WITH THE IMPLEMENTING
ARRANGEMENTS REFERRED TO IN ARTICLE IV AND NOT FULLY
EXECUTED AT THE TIME OF THE TERMINATION OF THIS
AGREEMENT.

ARTICLE X

1. THIS AGREEMENT SHALL ENTER INTO FORCE UPON
SIGNATURE.

2. THIS AGREEMENT SHALL REMAIN IN FORCE FOR TWO
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YEARS AND SHALL CONTINUE IN FORCE THEREAFTER PRO-
VIDED THAT IT WILL BE TERMINATED AT THE INITIAL TWO
YEAR PERIOD OR
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